

## ARTICLE 48-03

### AUCTION MARKETS

Chapter  
48-03-01          Auction Markets

#### CHAPTER 48-03-01 AUCTION MARKETS

Section	
48-03-01-01	Auction Markets - Definition
48-03-01-02	Testing and Inspection
48-03-01-03	Pens
48-03-01-04	Removal of Livestock from Markets [Repealed]
48-03-01-05	Cleaning and Disinfecting of Commercial Trucks Hauling Livestock to Auction Markets and Public Markets [Repealed]
48-03-01-06	Cleaning and Disinfecting of Trucks, Trailers, and Other Conveyances Used for Hauling Diseased Livestock to Public Stockyards
48-03-01-07	Diseased Livestock at Auction Markets
48-03-01-08	Fees
48-03-01-09	Livestock Market Facilities

**48-03-01-01. Auction markets - Definition.** All licensed livestock markets, public stockyards, and livestock auction sales conducted by any duly constituted association of breeders of livestock shall be included under this chapter.

**General Authority:** NDCC 36-05-10

**Law Implemented:** NDCC 36-05-10

**48-03-01-02. Testing and inspection.** Brucellosis testing of cattle is at the discretion of the board. Animals rejected by the veterinarian in charge must be consigned direct for slaughter to an inspected establishment. Some unfit animals may be permitted to return to the farm of origin. A report of sales must be furnished by sale management. Management must employ a licensed veterinarian for required inspection, testing, and immunization. The veterinary inspector shall act as authorized representative of the board and enforce inspection laws and regulations.

**General Authority:** NDCC 36-05-10

**Law Implemented:** NDCC 36-05-10

**48-03-01-03. Pens.** Markets must be maintained in sanitary condition. Three-inch [7.62-centimeter] concrete floors are required for all hog pens and alleys and must be cleaned and disinfected periodically as may be prescribed by the board. Starting not later than July 1, 1953, one hundred percent of all cattle alleys and seventy-five percent of the total yard area used for cattle in auction

markets shall be paved with concrete, so constructed as to ensure proper drainage and disinfection.

**General Authority:** NDCC 36-01-08

**Law Implemented:** NDCC 36-05-07

**48-03-01-04. Removal of livestock from markets.** Repealed effective November 1, 1987.

**48-03-01-05. Cleaning and disinfecting of commercial trucks hauling livestock to auction markets and public markets.** Repealed effective February 1, 1985.

**48-03-01-06. Cleaning and disinfecting of trucks, trailers, and other conveyances used for hauling diseased livestock to public stockyards.** Persons hauling diseased livestock to public stockyards are required to clean and disinfect trucks by a method approved by the state veterinarian before leaving stockyards with apparently healthy livestock.

**History:** Amended effective September 1, 1988.

**General Authority:** NDCC 36-01-08

**Law Implemented:** NDCC 36-01-08

**48-03-01-07. Diseased livestock at auction markets.** Livestock auction markets are required to set aside paved pens for diseased animals delivered to the market. Diseased animals must be marked in a manner approved by the state veterinarian and sold directly to slaughter facilities. The official permit of the United States department of agriculture for movement of diseased animals is to accompany shipment of diseased animals from market to slaughter.

**History:** Amended effective September 1, 1988.

**General Authority:** NDCC 36-01-08

**Law Implemented:** NDCC 36-05-07

**48-03-01-08. Fees.** Auction market operators may levy a charge on purchasers of livestock for use of testing or immunizing facilities or labor furnished to assist the veterinarian. The rate of the charge shall be posted in a conspicuous place on the premises. The charge shall be kept separate from the veterinary fees.

**General Authority:** NDCC 36-05-11

**Law Implemented:** NDCC 36-05-11

**48-03-01-09. Livestock market facilities.** All licensed livestock markets must provide and maintain facilities, for use by brand inspectors and veterinary

inspectors, that are adequate to perform their duties, and that are safe, sanitary, and in good condition.

**History:** Effective September 1, 1988.

**General Authority:** NDCC 36-01-08

**Law Implemented:** NDCC 36-05-07, 36-05-10